

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

ELBA POPPITI, individually and on behalf	)	
of all others similarly situated,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Case No.: 4:19-cv-02028-SNLJ
	)	
UNITED INDUSTRIES CORP.	)	
and SPECTRUM BRANDS, INC.	)	
	)	
Defendants.	)	

**SPECIAL ENTRY OF APPEARANCE AND REQUEST FOR ADDITIONAL  
TIME TO RESPOND TO CLASS ACTION COMPLAINT**

COME NOW Mary Ann L. Wymore and the law firm of Greensfelder, Hemker & Gale, P.C., and hereby enter their special appearance on behalf of Defendants United Industries Corporation (erroneously sued as United Industries Corp.) (“United”) and Spectrum Brands, Inc. (“Spectrum”), in the above-captioned case.

United and Spectrum also respectfully request that they be granted additional time in which to answer or otherwise respond to Plaintiff Elba Poppiti’s Class Action Complaint, through and including September 26, 2019.

Good cause exists for granting this request for additional time, as United and Spectrum were served with the lawsuit on or about July 22, 2019, retained counsel as of August 20, 2019, and Counsel requires additional time to investigate the Class Action Complaint, potential defenses, standing, jurisdiction and other complex issues.

Plaintiff does not oppose this request provided that Defendants similarly will not oppose any request by Plaintiff for additional time that may be needed to respond to a motion to dismiss by Defendants.

Defendants make this request in the interests of justice and not for the purpose of delay.

### **CONCLUSION**

WHEREFORE, Defendants United and Spectrum respectfully request that the Court grant them additional time to respond to the Class Action Complaint, through and including September 26, 2019.

Respectfully submitted,

Dated: August 26, 2019

GREENSFELDER, HEMKER & GALE, P.C.

By /s/ Mary Ann L. Wymore  
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*Attorneys for Defendants United Industries Corporation and Spectrum Brands, Inc. (appearing specially to contest jurisdiction)*

### **CERTIFICATE OF SERVICE**

The undersigned certifies that on this 26<sup>th</sup> day of August, 2019, the foregoing document was filed electronically with the Clerk of Court to be served by operation of the Court's electronic filing system upon all counsel of record.

/s/ Mary Ann L. Wymore